

The Honorable J. Kelley Arnold

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RICHARD CHADEK and BARBARA
SCHUBACH,

Plaintiffs,

v.

CLARK COUNTY SHERIFF'S DEPT.,
SHERIFF LUCAS in his official capacity, THE
GUILD and DOES 1-10, individually and
severally,

Defendants.

No. C05-5062 JKA

ORDER GRANTING MOTION FOR
SUMMARY JUDGMENT BY
DEFENDANTS CLARK COUNTY
SHERIFF'S DEPARTMENT AND
SHERIFF LUCAS

This matter is before the Court on the motion of the defendants, Clark County Sheriff's Department and Sheriff Lucas, for entry of an Order, pursuant to Fed. R. Civ. P. Rules 12(b)(2), 12(b)(4), 12(b)(5), 12(c) 56(c), granting summary judgment in their favor and dismissing the plaintiffs' claims against the defendants with prejudice. The Court has considered the pleadings filed in support said motion, and noting no opposition, has determined that the defendants' motion for summary judgment of dismissal with prejudice should be granted.

Therefore, it is hereby

ORDER GRANTING MOTION FOR SUMMARY JUDGMENT BY
CLARK COUNTY SHERIFF'S DEPARTMENT AND SHERIFF
LUCAS
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1 **ORDERED** that the defendants' motion for summary judgment is **granted** and the
2 plaintiffs' claims against Clark County Sheriff's Department and Sheriff Lucas are dismissed
3 with prejudice.

4 The clerk of the Court is instructed to enter judgment in favor of the defendants.

5 DATED this 16th day of May 2006.

6
7
8 /s/ J. Kelley Arnold
9 J. Kelley Arnold
10 United States Magistrate Judge

11 Presented by:

12 s/Dennis Hunter, WSBA #6734
13 Senior Deputy Prosecuting Attorney
14 Of Attorneys for Defendants
15 Clark County Prosecuting Attorney, Civil Division
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21 **CERTIFICATE OF MAILING**

22 I, Mindy Lamberton, hereby certify that on the 14th day of February, 2006, I
23 electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.
24 Electronic notice of filing will be sent to the attorney of record for plaintiffs.

25 s/Mindy Lamberton
26 Clark County Prosecuting Attorney
27 Civil Division